THE HONOURABLE SRI JUSTICE A.GOPAL REDDY

W.P.No.22782/2000

Dt.11-7-2007

Venkateswara Constructions represented by its
Managing Partner S.Venkateswarlu Plot No.24
Shivbagh, Ameerpet, Hyderabad.

..Petitioner

V.

1.The Municipal Corporation of Hyderabad represented by its Commissioner and Special Officer, MCH Buildings, Liberty, Hyderabad and another.

..Respondents.

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ORAL ORDER

The petitioner firm, which is a Class-II (Civil) Contractor for all branches of Engineering Department of Municipal Corporation of Hyderabad vide Registration No.136/CE/K4/MCH/94-117 dt. 7-2-1994, entered into an agreement with the respondents on 17-10-1996 to execute the work of laying WBM and BT road by hotmix plant from Venkatagiri main road to Jubilee Hills, W-8. For its failure to complete the work within the stipulated period mentioned in the agreement, the petitioner-firm was blacklisted for a period of two years from the date of issuance of the impugned proceedings No.876/EE/C5/MCH/2K dt. 16-8-2000 by determining the contract duly forfeiting EMD,

Addl.EMD & FSD under Cl.60 of APDSS.

This court by order dt. 23-11-2000 while admitting the writ petition suspended the impugned proceedings dt. 16-8-2000. In effect, the impugned proceedings blacklisting the petitioner for a period of two years have not been implemented.

Learned counsel for the petitioner submits that in view of suspension of the impugned proceedings, no further orders are necessary.

Recording the submission of the learned counsel for the petitioner, the writ petition is accordingly dismissed. However, the petitioner is at liberty to work out its remedies to recover EMD, Addl.EMD & FSD amounts, which were forfeited while determining the contract, if any, as per the terms of the contract before the appropriate forum. No costs.

A.GOPAL REDDY,J

Dt.11-7-2007

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